



TRUCKING IN THE DBE PROGRAM

Mary Finch, FHWA

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DBE TRUCKING

➡ Federal Regulations

■ Davis-Bacon Act

- 23CFR 633A, 635.309
- FHWA-1273

■ 49 CFR Part 26

- Counting Requirements Subpart C
 - ◆ Commercially Useful Function
 - ◆ Truck Leasing
- Certification Requirements Subpart D
 - ◆ Unified Certification Program (UCP)

DBE TRUCKING CONTINUED

- ➡ State Program and Process Requirements
 - DBE Program Procedures
 - Frequently Asked Questions for Truckers Brochure
 - Compliance Reviews
 - CUF Reviews
 - DBE Supportive Services Program

DBE TRUCKING CONTINUED

➡ FHWA Concerns

■ Fraud in the DBE Program

- Insuring proper counting of participation
- Insuring CUF

■ Two Party Checks – New Guidance

- Independence
- Commercially Useful Function
- Requested that State provide a process for two party checks
- Material supply is one of the major areas that two party checks are utilized

DBE TRUCKING CONTINUED

➡ Two Party Checks Requirements

- The second party as solely as a guarantor
- The DBE must release the check to supplier
- The use of joint checks must be a commonly recognized business practice in the industry
- STA approves the practice BEFORE it is used
- STA monitors its use closely to avoid abuse

DBE Web Sites

- ⇒ <http://mdot270.state.mi.us:8080/UCP/HomePageServlet>
 - Michigan Unified Certification Programs Site
- ⇒ <http://www.fhwa.dot.gov/civilrights/eo.htm>
 - FHWA Headquarters Site
- ⇒ <http://knowledge.fhwa.dot.gov/cops/dbex.nsf/home>
 - FHWA Knowledge Exchange Site for Anyone interested in the DBE
- ⇒ http://osdbuweb.dot.gov/business/dbe/dbe_program.cfm
 - Secretary of Transportation's DBE information site